IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 3RD JULY 2007 / 12TH ASHADHA 1929

Bail Appl..No. 3995 of 2007()

CRIME NO.63 OF 2007 OF THE MEPPAYUR POLICE STATION

.....

: PETITIONER/ACCUSED

RAJAN.C.M., ALIAS NARAYANAN, AGED 45
YEARS, KIZHEKKE KAMMILI, CHERIYA PARAKKAL,
MUTHUVANA AMSOM, PALAYADU DESOM.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT

STATE OF KERALA, THROUGH THE
SUB INSPECTOR OF POLICE,
MEPPAYUR POLICE STATION, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3995 of 2007

Dated this the 3rd day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations, inter alia, under Section 376 I.P.C. The crux of the allegations against the petitioner is that he fraudulently induced the defacto complainant to believe that he is a divorcee eligible to remarry. Under such inducement, he persuaded her to live with him. He had sexual intercourse with her also. On realising the fraud, a private complaint was filed. The same was referred to the police. Crime was registered. In the course of investigation, the petitioner was arrested on 15.06.07. The petitioner continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can now be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-